

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, March 5, 2013, 7:00 PM  
Large Court Room – City Hall

**PRESENT:**

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding

Alderman John Clark

Alderman Valerie Joh

Alderman Mike McIntire

Vice-Mayor Tom C. Parham

Alderman Tom Segelhorst

Alderman Jantry Shupe

City Administration

John G. Campbell, City Manager

J. Michael Billingsley, City Attorney

James H. Demming, City Recorder

- I. CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. PLEDGE OF ALLEGIANCE TO THE FLAG:** Kingsport Police Explorer Post.
- II.B. INVOCATION:** Richard Dice, Pastor – Christ Church.
- III. ROLL CALL:** By City Recorder Demming. All Present.
- IV. RECOGNITIONS AND PRESENTATIONS.**
  - 1. Kingsport Police Explorer Post – DC David Quillin.
- V. APPROVAL OF MINUTES.**

Motion/Second: Parham/Shupe, to approve minutes for the following meetings:

A. February 18, 2013 Regular Work Session

B. February 19, 2013 Regular Business Meeting

Approved: All present voting “aye.”

**I. COMMUNITY INTEREST ITEMS.**

**AA. PUBLIC HEARINGS.**

**1. Public Hearing for Annexation Annual Plan of Services Report**  
(AF: 44-2013). City Planner Forrest Koder gave a brief presentation on this item.

**PUBLIC COMMENT ON ITEM VI.AA.1.** None.

**A. PUBLIC COMMENT.** Mayor Phillips invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, March 5, 2013**

**B. BUSINESS MATTERS REQUIRING FIRST READING.**

**1. Consideration of an Ordinance to Condemn for Easements and Right-of-Ways for Certain Public Works Projects (AF: 49-2013).** City Manager Campbell stated this authorized condemnation if necessary, but noted it is rarely used.

Motion/Second: McIntire/Joh, to pass:

AN ORDINANCE TO AUTHORIZE AND DIRECT THE CITY ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS TO ACQUIRE PROPERTY, REAL OR PERSONAL, OR ANY EASEMENT, INTEREST, ESTATE OR USE THEREIN, FROM AFFECTED PROPERTY OWNERS ALONG THE ROUTE OF CERTAIN PUBLIC WORKS PROJECTS; TO FIX THE PROCEDURE FOR DIRECTING THE INITIATION OF SUCH LITIGATION; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

**2. Consideration of a Resolution Ratifying the Mayor's Signature on All Documents Necessary to Apply for and Receive a Grant from the National Recreation and Park Association and Consideration of a Budget Ordinance Appropriating the Funds (AF: 57-2013).** City Manager Campbell noted this was a grant to help kids learn how to play tennis with no match required by the city.

Motion/Second: Joh/Clark, to pass:

**Resolution No. 2013-132,** A RESOLUTION RATIFYING THE APPLICATION SUBMITTED FOR A GRANT FROM THE NATIONAL RECREATION AND PARK ASSOCIATION FOR TENNIS PROGRAM SUPPLIES AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY AND PROPER EFFECTUATE RECEIPT OF THE GRANT

Passed: All present voting "aye."

Motion/Second: Parham/Joh, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE NATIONAL RECREATION AND PARKS ASSOCIATION FOR THE YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

**C. BUSINESS MATTERS REQUIRING FINAL ADOPTION. None.**

**D. OTHER BUSINESS.**

**1. Consideration of a Resolution Authorizing the Mayor to Execute All Documents Necessary to Apply for and Receive an Area Agency on Aging and Disability Grant for FY13-14 to Help Defray the Costs of ADA Transportation and to Provide Wellness, Recreational, and Educational Opportunities for the Members of the Kingsport Senior Center (AF: 59-2013).**

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, March 5, 2013**

Motion/Second: Shupe/McIntire, to pass:

**Resolution No. 2013-133**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE GRANT FUNDING FOR FISCAL YEAR 2013-2014 FROM THE AREA AGENCY ON AGING AND DISABILITY

Passed: All present voting "aye."

**2. Consideration of a Resolution Authorizing the Mayor to Sign a Lease Amendment Agreement with Congressman Phil Roe for Office Space at the Kingsport Center for Higher Education (AF: 30-2013).**

Motion/Second: Shupe/Clark, to pass:

**Resolution No. 2013-134**, A RESOLUTION APPROVING AN AMENDED LEASE AGREEMENT WITH CONGRESSMAN ROE FOR OFFICE SPACE AT THE HIGHER EDUCATION CENTER AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL APPLICABLE DOCUMENTS TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**3. Consideration of a Resolution Authorizing the Issuance of a Purchase Order to Apple, Inc. for the Purchase of iPads and Associated Equipment for Teachers in the School System (AF: 60-2013).**

Motion/Second: Segelhorst/McIntire, to pass:

**Resolution No. 2013-135**, A RESOLUTION APPROVING THE PURCHASE OF IPADS AND ASSOCIATED EQUIPMENT FROM APPLE, INC. FOR USE BY SCHOOLS AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

**4. Consideration of a Resolution Authorizing the Agreement of Internet Access and Related Internet Connectivity Management Services for Kingsport City Schools and Authorize the Mayor to Execute All Applicable Documents (AF: 61-2013).** City Manager Campbell commented there was a 60% e-rate discount applied. Mayor Phillips pointed out under the new agreement the city would be paying less than we pay now.

Motion/Second: McIntire/Parham, to pass:

**Resolution No. 2013-136**, A RESOLUTION APPROVING AN AGREEMENT WITH EDUCATIONAL NETWORKS OF AMERICA FOR INTERNET ACCESS AND RELATED INTERNET CONNECTIVITY MANAGEMENT SERVICES FOR THE KINGSFORT CITY SCHOOLS AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT AND THIS RESOLUTION

Passed: All present voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, March 5, 2013**

**5. Consideration of a Resolution Awarding the Bid for the J. Fred Stadium Lighting Bid for Reynolds Electric and Authorizing the Mayor to Sign All Applicable Documents (AF: 63-2013).** City Manager Campbell noted the work will start after baseball season.

Motion/Second: Parham/Shupe, to pass:

**Resolution No. 2013-137, A RESOLUTION AWARDED THE BID FOR LIGHTING AT J. FRED JOHNSON STADIUM TO REYNOLDS ELECTRIC FOR THE KINGSFORT CITY SCHOOLS AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR THE SAME AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURCHASE**

Passed: All present voting "aye."

**6. Consideration of a Resolution Authorizing the City Treasurer to Execute Various Merchant Services Applications with Elavon, Inc. for Processing Services Relating to the City's Acceptance of Credit and Debit Cards for the Payment of Various City Services (AF: 66-2013).** City Manager Campbell gave details on this item, noting a different agreement was required for each location that is set up to take credit cards.

Motion/Second: Joh/Shupe, to pass:

**Resolution No. 2013-138, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE MERCHANT SERVICES APPLICATIONS WITH ELAVON, INC. FOR CREDIT CARD PROCESSING FOR UP TO TWO YEARS AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT FOR PROCESSING SERVICES RELATING TO THE ACCEPTANCE OF CREDIT AND DEBIT CARDS FOR THE PAYMENT OF VARIOUS CITY SERVICES**

Passed: All present voting "aye."

**7. Consideration of a Resolution Awarding the Re-Bid for the Purchase of Two (2) Compact Electric-Powered Sedans to Wallace Nissan Olds, LLC (AF: 67-2013).** City Manager Campbell provided information on this item. Alderman Segelhorst pointed out these vehicles were replacements for gas vehicles and not additions to the fleet. Mr. Campbell stated this would be the first all electric vehicle for the city.

Motion/Second: McIntire/Joh, to pass:

**Resolution No. 2013-139, A RESOLUTION AWARDED THE BID FOR THE PURCHASE OF TWO COMPACT ELECTRIC POWERED SEDANS TO WALLACE NISSAN OLDS, LLC, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME**

Passed: All present voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, March 5, 2013**

**8. Consideration of a Resolution to Amend the Schedule of Fees and Charges in Order to Incorporate the Various Fees Associated with the Kingsport Aquatic Center (AF: 68-2013).** Assistant to the City Manager Chris McCartt presented information on this item, discussing the new fees being proposed. He stated they were in line with the present local market and can be purchased at city hall starting next Monday. He gave details on the different types of passes, pointing out the family value as compared to other facilities or activities. Vice-Mayor Parham commented that the advisory committee for the Aquatic Center was well-represented as a cross-section of Kingsport citizens. Mr. McCartt also stated that 65-70 part-time lifeguards still need to be hired and the applications will be available online. Some discussion followed.

Motion/Second: Joh/Segelhorst, to pass:

**Resolution No. 2013-140, A RESOLUTION AMENDING RESOLUTION NO. 2012-250 TO PROVIDE FOR CHANGES IN THE FEES IN CHAPTER 2- ADMINISTRATION AND CHAPTER 70-LEISURE SERVICES**

Passed: All present voting "aye."

**9. Consideration of a Resolution Approving an Amendment to the Property Description in Certain Agreements Pertaining to the Property Leased by the YMCA at the Aquatic Center and Authorizing the Mayor to Execute Amendments to Those Agreements (AF: 69-2013).**

Motion/Second: Parham/Clark, to pass:

**Resolution No. 2013-141, A RESOLUTION APPROVING AMENDMENTS TO THE GROUND LEASE, MEMORANDUM OF GROUND LEASE, AND DEVELOPMENT AGREEMENT BETWEEN THE GREATER KINGSFORT FAMILY YOUNG MEN'S CHRISTIAN ASSOCIATION, INC. AND THE CITY, AND AN AMENDMENT TO THE TRI-PARTY AGREEMENT BETWEEN THE GREATER KINGSFORT FAMILY YOUNG MEN'S CHRISTIAN ASSOCIATION, INC., THE CITY AND FIRST TENNESSEE BANK NATIONAL ASSOCIATION TO CORRECT THE DESCRIPTION CONTAINED IN SAID AGREEMENTS; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENTS TO THE AGREEMENTS AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION; AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE AMENDMENTS; AND FIXING THE EFFECTIVE DATE OF THIS RESOLUTION**

Passed: All present voting "aye."

**E. APPOINTMENTS/REAPPOINTMENTS.**

**Appointments/Reappointments are considered under one motion.**

Motion/Second: Segelhorst/McIntire, to approve:

**1. Consideration of Reappointments to the Aquatic Center Advisory Committee (AF: 64-2013).**

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, March 5, 2013**

Approve:

REAPPOINTMENTS OF DETRA CLEVEN AND TERRY CUNNINGHAM TO SERVE ANOTHER TERM ON THE **AQUATIC CENTER ADVISORY COMMITTEE** EFFECTIVE IMMEDIATELY AND EXPIRING JANUARY 31, 2015.

Passed: All present voting "aye."

**VII. CONSENT AGENDA. *(These items are considered under one motion.)***

Motion/Second: Clark/Joh, to adopt:

**1. Consideration of an Ordinance to Amend the FY13 General Purpose School Fund Budget (AF: 31-2013).**

Adopt:

**Ordinance No. 6293**, AN ORDINANCE TO AMEND THE FY 2012-13 GENERAL PURPOSE SCHOOL FUND BUDGET; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**2. Consideration of an Ordinance to Amend the Drug Fund Budget by Appropriating Funds for a Specified Project (AF: 48-2013).**

Adopt:

**Ordinance No. 6294**, AN ORDINANCE TO AMEND THE DRUG FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**3. Consideration of an Ordinance Declaring the Property Surplus at 232 Cherokee Village Drive and Transferring Ownership to the Kingsport Housing and Redevelopment Authority (AF: 45-2013).**

Adopt:

**Ordinance No. 6295**, AN ORDINANCE APPROVING THE CONVEYANCE OF CERTAIN REAL PROPERTY TO THE KINGSFORT HOUSING REDEVELOPMENT AUTHORITY; AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED CONVEYING THE PROPERTY AND ANY AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**4. Consideration of an Ordinance to Establish the Health and Wellness Center Operating Budget (AF: 18-2013).**

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, March 5, 2013**

Adopt:

**Ordinance No. 6296**, AN ORDINANCE TO AMEND THE HEALTH INSURANCE FUND BUDGET BY APPROPRIATING FUNDS TO ESTABLISH THE HEALTH AND WELLNESS CENTER OPERATING BUDGET FOR THE YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**5. Consideration of an Ordinance to Amend the General Fund, State Street Aid and General Project Fund Budgets (AF: 56-2013).**

Adopt:

**Ordinance No. 6297**, AN ORDINANCE TO AMEND THE GENERAL FUND, STATE STREET AID FUND AND GENERAL PROJECT FUND BUDGETS FOR THE FISCAL YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**VIII. COMMUNICATIONS.**

- A. CITY MANAGER.** Mr. Campbell congratulated Niki Ensor and the Water Treatment Plant for winning an excellence in operation award, noting that out of 100 plants, Kingsport was only one of three to win this award.
- B. MAYOR AND BOARD MEMBERS.** Alderman McIntire thanked Planning, Public Works, Police and Fire in regards to the annexations and completing the plan of services ahead of time.

Alderman Shupe congratulated Kingsport for the new local TV station WKPT.

Alderman Joh promoted the carousel craft show fundraiser to be held March 22-24 and listed ticket locations. She also stated the buffalo from the carousel would be on display at Meadowview next week and one dollar from every bison burger purchased would be donated to the carousel.

Alderman Segelhorst commended Deputy Chief Quillin for supporting the Explorer Program. He also recognized staff who pursue grants for the city as well as the Aquatic Center staff and advisory board.

Alderman Clark noted that unemployment in Kingsport has dropped for the 11<sup>th</sup> quarter in a row, pointing out that Kingsport was at 6.5% while the national average was 7.5%. He also commented on the home show last weekend at Meadowview.


**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, March 5, 2013**


Vice-Mayor Parham commented on the recent significant promotions and retirements within the police department. He also noted the Explorer post was an impressive group.

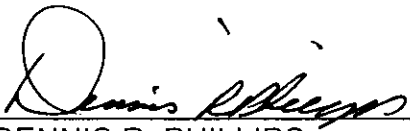
Mayor Phillips encouraged citizens to vote in the upcoming BMA election.

- C. VISITORS.** Mr. Glenn O'Neill, Kingsport, commented on the local election.  
Ms. Retha Patton, Kingsport, commented favorably on Leadership Kingsport.

**IX. ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 8:15 p.m.

  
ANGELA MARSHALL  
Deputy City Recorder



  
DENNIS R. PHILLIPS  
Mayor